



R16-143MZ

Date: October 3, 2016

**PROPOSALS DUE: October 13, 2016 2:00PM**

(FAX, E-MAIL, OR DELIVERED RESPONSES ACCEPTED)

**REQUEST FOR PROPOSAL (RFP) FOR “LEGAL REPRESENTATION CONCERNING  
CONSTRUCTION CONTRACT CLAIMS”**

Colorado Springs Utilities, an enterprise of the City of Colorado Springs, is seeking outside counsel for legal services relating to construction contract claims, including possible construction contract litigation, arising from power plant retrofit work.

The City is soliciting proposals from qualified law firms or individual attorneys licensed to practice law in the State of Colorado to represent the City in this matter as lead counsel. The lead attorney selected must have substantial trial court experience in construction law cases, knowledge of construction contract claims issues, and resources sufficient to conduct extensive discovery and trial proceedings.

The firm and/or individual attorney selected shall utilize attorneys in the Utilities Division of the City Attorney's Office, and paralegals and support staff of the City Attorney's Office to the greatest extent possible. The City's Utilities Division attorneys will provide support by working as co-counsel with the firm and/or attorney selected to act as lead counsel on behalf of the City and will participate in discovery, briefing, procedural hearings and trial.

If interested in responding to this invitation, please send a written proposal on before the deadline to:

Kandi Anthony, Legal Administrator  
Office of the City Attorney  
City of Colorado Springs  
30 S. Nevada Ave., Ste. 501  
Colorado Springs, CO 80903  
TEL: (719) 385-5909  
FAX (719) 385-5535  
E-Mail: [kanthony2@springsgov.com](mailto:kanthony2@springsgov.com)

Proposals will be reviewed by the City Attorney's Office as they are submitted. The City may choose to have a meeting or conference call with one or more respondents. Final

selection of a firm/individual attorney will be made after receiving a satisfactory conflicts check from qualified responders.

It is the City Attorney's intent to enter a retention agreement with the selected firm or individual setting forth the Scope of Legal Services and fees for representation in the matter.

Responses shall be thorough yet concise, and shall be prepared at the sole expense of the respondent. The selection will be based upon and evaluated using the following criteria. **At a minimum, proposals should address the following information:**

- Qualifications, background and experience of the licensed attorney(s) who will be providing the requested legal services and representation and of any attorneys who will be assisting the lead attorney.
- A description of any prior training or experience of the licensed attorney(s) relevant to the services described herein, including prior experience representing municipal entities.
- The hourly rates for the licensed attorney(s) who will be providing the requested legal services and representation, and for any paralegal or support staff who will be assigned to assist the licensed attorney(s). Proposals should not exceed \$350.00 per hour for attorneys.
- A listing of the trial court experience, specifically construction litigation, of the individual attorney from the firm that will act as lead counsel in the matter. This listing should include the following:
  - Case name;
  - Court;
  - Whether a trial was conducted and, if so, whether trial was to a jury;
  - The outcome of the case;
  - The individual attorney's role in the case; and
  - Any appellate proceedings involved.
- Any other information the licensed attorney or the licensed attorney's law firm believes would assist the City in this selection process.

**Please submit your proposal to the address, fax, or e-mail listed above as soon as possible, but not later than the Proposal Due Date first shown above.** If submitting via fax or e-mail, please call to confirm receipt if you do not receive acknowledgement of receipt. The City reserves the right to re-solicit for additional submittals if a sufficient number of qualified applicants are not received.